

APPENDIX AAA

Amend Probate Court Rule 169 by deleting said rule and replacing it with the following:

Rule 169. FEES

(I) ENTRY FEES:

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| (a) Original Entry of any Equity Action | \$130.00 |
| (b) Petition File and Record Authenticated Copy of Will, Foreign Wills; Petition Estate Administration; Petition Administration of Person Not Heard From; Petition Guardian, Foreign Guardian or Conservator (RSA 464-A) | \$105.00 |
| (c) Petition Termination of Parental Rights; Petition Involuntary Admission; Petition Guardian Minor Estate and Person and Estate (RSA 463); Petition Guardian of Incompetent Veteran (RSA 465) | \$80.00 |
| (d) Petition Adoption, includes one certificate (no entry fee when accompanied by a Petition for termination); Motion to Reopen (estate administration); Motion to Bring Forward | \$55.00 |
| (e) Administration of Small Estates (Voluntary Administration); Petition Change of Name (includes one certificate); Petition Guardian Minor Person (RSA 463); Marriage Waiver (includes certificate/attested copy) | \$30.00 |
| (f) Motion Prove Will in Common and/or Solemn Form (administration required); Motion to Re-examine Will | \$105.00 |
| (g) Petition Appoint Trustee | \$80.00 |
| (h) Motion successor Trustee, Administrator, Executor, or Guardian of Estate and Person and Estate (RSA 463) (RSA 464-A); All Fiduciary Accounts; Motion for Summary Administration | \$55.00 |
| (i) Petition Change of Venue (includes authenticated | |

copy fee); Motion Successor Guardian of Person
(RSA 463) (RSA 464-A); Motion Sue on Bond;
Motion Remove Fiduciary; Motion Fiduciary to
Settle Account

\$30.00

(j) Pursuant to RSA 490:24, II, the sum of \$20.00 shall be added to the fees set forth in subsections (a), (b), (c), (d), and (e) above.

(II) ENTRY FEES INCLUDE:

Preparation and issuance of Orders of Notice, Notice, Copies of Decrees, mailing costs, certificate to discharge surety.

(III) ENTRY FEES DO NOT INCLUDE:

Notice by publication. This fee shall be paid by the Party or the Attorney for the Party from whom the notice is required. The cost of publication shall be determined by the Register of each county. The request may require that payment be made directly to the publisher of the notice.

In-hand service. If service by a law enforcement officer is required, the Party or the Attorney for the Party from whom the notice is required shall pay the cost of service to the appropriate county sheriff's department.

Additional copies. If additional copies of any document, or additional certificates are requested beyond those included in normal processing as indicated above, the Party or the Attorney for the Party requesting the additional copies shall pay the costs in advance as indicated under "Certificates & Copies."

(IV) OTHER:

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| Defaults (RSA 548:5-a) | \$25.00/each occurrence |
| Citations/show cause (RSA 548:5-a and 550:2) | \$50.00/each occurrence |
| Duplicate Audio Tape | \$25.00/each tape |

(V) CERTIFICATES & COPIES:

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|-------------------------------|----------------------|
| Certificates | \$5.00 |
| Certification | \$5.00 plus copy fee |
| Photocopy of Will | \$1.00/page |
| All other copied material | \$.50/page |
| Authenticated Copy of Probate | \$25.00/each |

"Certificates & Copies" shall apply to individual requests for the above services, requests for additional certificates beyond those provided with the original entries and requests for additional copies beyond those provided with the original entry fees.

APPENDIX BBB

Adopt on a permanent basis the Family Division Pilot Program Rule regarding Adoption, Termination of Parental Rights, and Guardianships of Minors, which was adopted on a temporary basis by supreme court order dated April 21, 2004, and which states as follows:

ADOPTION, TERMINATION OF PARENTAL RIGHTS, AND GUARDIANSHIPS OVER MINORS

Probate Court Rules applicable to adoptions, termination of parental rights, and guardianships over minors cases shall be deemed the rules of the family division and are incorporated herein by reference, with the exception that the additional filing fee of \$5.00 for each of these cases adopted pursuant to RSA 490:27, effective July 14, 2002, for probate court mediation shall not apply until such time as RSA 490:27 is amended.

APPENDIX CCC

Amend Family Division Pilot Program Rule 3 on a temporary basis by deleting said rule and replacing it with the following:

3. Effective Date:

A. All new cases filed on or after July 1, 1996 and any requests for modification or further action thereon involving matters over which the family division has jurisdiction, shall be filed in the appropriate family division location.

B. Effective September 15, 2004, any request for modification or further action in a case filed prior to July 1, 1996 in the Rockingham County Superior Court involving matters over which the family division has jurisdiction, shall be filed in the Brentwood Family Division.

C. Effective September 15, 2004, any request for modification or further action in a case filed prior to July 1, 1996 in the Grafton County Superior Court involving matters over which the family division has jurisdiction, shall be filed in the Haverhill Family Division.

APPENDIX DDD

Amend Rule of Evidence 103 by adopting a new section (f), so that said rule as amended shall state as follows:

Rule 103. Rulings On Evidence

(a) *Specific objection.* A general objection shall not be sufficient to raise or preserve an issue for appeal.

(b) *Effect of erroneous ruling.* Error may not be predicated upon a ruling which admits or excludes evidence unless a substantial right of the party is affected, and

(1) *Objection.* In case the ruling is one admitting evidence, a contemporaneous objection appears of record, stating explicitly the specific ground of objection; all other grounds for objection shall be deemed waived; or

(2) *Offer of proof.* In case the ruling is one excluding evidence, the record indicates that the substance of the evidence was contemporaneously made known to the court by offer of proof.

(c) *Record of offer and ruling.* The court may add any other or further statement which shows the character of the evidence, the form in which it was offered, the objection made, and the ruling thereon. It may direct the making of an offer in question and answer form.

(d) *Hearing of jury.* In jury cases, proceedings shall be conducted, to the extent practicable, so as to prevent inadmissible evidence from being suggested to the jury by any means, such as making statements or offers of proof or asking questions in the hearing of the jury.

(e) *Exceptions unnecessary.* Taking of exceptions is no longer necessary in matters of evidence.

(f) *Plain error.* Nothing in this rule precludes taking notice of plain errors affecting substantial rights although they were not brought to the attention of the court.

APPENDIX EEE

Repeal the Statutory Requirements And Guidelines For The Processing And Disposition Of Abuse And Neglect Cases In The District Courts (Guidelines 1 through 52, inclusive), which became effective on July 1, 1987, in their entirety.